

## **EXHIBIT “T”**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK  
WHITE PLAINS

In re:

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BUHRE BEVERAGE DISTRIBUTION, INC.,

## Chapter 11

Case No. 14-22048-rdd

Debtor.

-x

WILLIAM SANCHEZ,

Plaintiff,

Adv. Pro. No.: 14-08218-rdd

-against-

BUHRE BEVERAGE DISTRIBUTION, INC.,  
BHAVEEN SAPRA and BRUCKNER BEVERAGE, INC.,

### Defendants.

-x

JOHN BROWN, being duly sworn, deposes and says:

1. I make this affidavit in support of Plaintiff's Motion seeking the entry of an order: (a) pursuant to Federal Rule of Bankruptcy Procedure ("FRBP") 7056 and Federal Rule of Civil Procedure ("FRCP") 56 granting summary judgment against BUHRE BEVERAGE DISTRIBUTION, INC. (alternatively, "Buhre" and the "Debtor"), BHAVEEN SAPRA ("B. Spara"), and BRUCKNER BEVERAGE, INC. ("Bruckner") (collectively, the "Defendants")<sup>1</sup>.

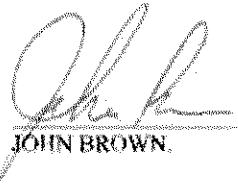
<sup>1</sup> PEPSI-COLA BOTTLING COMPANY OF NEW YORK, INC. ("Pepsi") was originally a defendant in this adversary proceeding, but the adversary proceeding was dismissed as against Pepsi, with prejudice, pursuant to a Stipulation between Sanchez and Pepsi which was "so

Sapra), and BRUCKNER BEVERAGE, INC. (Bruckner) (collectively, the "Defendants"). The Defendants herein, on the first and third claims for relief in the Plaintiff's complaint in this adversary proceeding; and (b); granting the Plaintiff such other, and further relief as the Court deems to be just and proper under the circumstances.

2. I worked as a driver for Buhre while it was operated by Sanchez, and remained with the Debtor upon its sale to B. Sapra.

3. Upon the sale of Buhre to the Debtor, I acted as the Debtor's primary driver. Commencing March 17, 2014, at the end of each day I gave all cash proceeds to B. Sapra. Furthermore, B. Sapra alone was responsible for collecting from Tremont Beverage.

4. I tendered my resignation on March 28, 2014, effective immediately, due to my inability to work with B. Sapra.



JOHN BROWN

Sworn to before me this  
4<sup>th</sup> day of September, 2014



Notary Public



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PEPSI-COLA BOTTLING COMPANY OF NEW YORK, INC. (Pepsi) was originally a defendant in this adversary proceeding, but the adversary proceeding was dismissed as against Pepsi, with prejudice, pursuant to a Stipulation between Sanchez and Pepsi which was so ordered by this Court on July 24, 2014.